GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

HM&FW Department–Dr.M.Penchalaiah, Addl.DM&HO, Chittoor District and the then DM&HO, Chittoor District (FAC) – Failed to conduct inquiry as per G.O.Rt.No.150, HM&FW(VC.II.1) Dept, dt.26.04.2018 and missing of the inquiry file at O/o. DM&HO, Chittoor - Departmental Proceedings under rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 - Articles of charge – Orders - Issued.

HEALTH, MEDICAL AND FAMILY WELFARE (VC.II.1) DEPARTMEN

G.O.Rt.No.318. **Dated:19.04.2022.**

Read the following:-

1. G.O.Rt.No.150, HM&FW (VC.II.1) Dept., dated 26.4.2018.
2. Govt.Memo.No.20843/VC.II.1/2006-18, dated:26.07.2018.
3. Govt.Memo.No.20843/VC.II.1/2006-25, Dated:10.06.2021
4. From the Director of Public Health & family Welfare, AP, Vijayawada Rc.No.15272/VC.II.A/2006, dt.06.10.2021.
5. Govt.Memo.No.20843/VC.II.1/2006-27, Dt:29.10.2021.
6. Representations received from the Dr.Y.Sujatha, CSS (Retd.), CHC, Punganur, Chittoor Dist.
7. Govt.Memo.No.20843/VC.II.1/2006-27, dt.29.10.2021.
8. From the Director of Public Helath & Family Welfare, AP, Vijayawad Rc.No.15272/VC.II.A/2006-1, dt.22.12.2021.

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O R D E R:

It is proposed to hold an enquiry against Dr.M.Penchalaiah, Addl.DM&HO, Chittoor District and the then DM&HO, Chittoor District (FAC) in accordance with the procedure laid down under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A list of documents by which and list of witness by whom the articles of charges are proposed to be sustained are also enclosed in (Annexure-II, III & IV).

3. Dr.M.Penchalaiah, Addl.DM&HO, Chittoor District and the then DM&HO, Chittoor District (FAC) is directed to submit his written statement of defence within (15) days of the receipt of this order. Dr.B.Ramagiddaiah, DM&HO, Kurnool District and the then DM&HO, Chittoor District is informed that an inquiry will be held only in respect of the article of charge as is not admitted. He should, therefore, specifically admit or deny the article of charge.

4. Dr.M.Penchalaiah, Addl.DM&HO, Chittoor District and the then DM&HO, Chittoor District (FAC) is further informed that if he does not submit his written statement of defence on or before the date specified in Para-3 above, further action will be processed based on the material available.

5. The attention of Dr.M.Penchalaiah, Addl.DM&HO, Chittoor District and the then DM&HO, Chittoor District (FAC) is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in

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respect of any matter dealt within these proceedings. It will be presumed that he is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Dr.M.Penchalaiah, Addl.DM&HO, Chittoor District and the then
DM&HO, Chittoor District (FAC) **through** the Director of Public Health
& Family Welfare, AP, Vijayawada.
(2 copies for service and return).
The Director of Public Health & Family Welfare, AP, Vijayawada.
SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE-I

ARICLE OF CHARGES FRAMED AGAINST DR.M.PENCHALAIAH, ADDITTIONAL DM&HO, CHITTOOR DISTRICT AND THE THEN DISTRICT MEDICAL & HEALTH OFFICER, CHITTOOR DISTRICT (FAC).

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ARTICLE

That Dr.M.Penchalaiah, Addl.DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC), has failed to conduct inquiry as per G.O.Rt.No.150, HM&FW(VC.II.1) Dept, dt.26.04.2018, on the charges framed against Dr.Y.Sujatha, former CSS (Retired) and Dr.M.Hara Gopal, formerly, CAS, CHC, Punganur, Chitoor District in stipulated time inspite of reminder issued to him on 15.12.2020 and 03.02.2021, and the inquiry file sent from the O/o. DPH&FW, AP to the inquiry officer, (i.e. DM&HO, Chittoor District) on 04.05.2018 has been misplaced at O/o. DM&HO, Chittoor and the trail for recovering the same was not intiated.

Thereby he failed to maintain absolute integrity, discipline and devotion to duty and exhibited behavior of unbecoming a Government Servant and violated Rule-3 of APCS (Conduct) Rules, 1964.

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLES OF CHARGES FRAMED AGAINST DR.M.PENCHALAIAH, ADDITTIONAL DM&HO, CHITTOOR DISTRICT AND THE THEN DISTRICT MEDICAL & HEALTH OFFICER, CHITTOOR DISTRICT (FAC).

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It has been brought to notice of the undersingned that, the Government has appointed DM&HO, Chittoor District as Inquiry Officer in G.O.Rt.No.150, HM&FW(VC.II.1) Dept, dt.26.04.2018 to condut Inquiry pertaining to the charges framed against Dr.Y.Sujatha, former CSS (Retired) and Dr.M.Hara Gopal, formerly CAS, CHC, Punganur, Chittoor District. Dr.M.Penchalaiah, Addl.DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC) has not conducted the Inquiry as the Inquriy file (i.e. Original file bearing Rc.No.15272/VC.II.A/2006 consisting of 01 to 424 pages) was sent to the Inquiry Officer vide Rc.No.15272/VC.II.A/2006-1, dt. 04.05.2018

Reminders were issued on 15.12.2020 and 03.02.2021. Later it was found that the Inquiry file bearing No.15272/Vc.II.A/2006 (consisting of 01 to 424 pages) was misplaced at O/o.DM&HO, Chittoor and the Inquriy could not be conducted within stipulated time. Also the trail for recovering the same was not initiated.

Thus, he is liable for disciplinary action.

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST DR.M.PENCHALAIAH, ADDITTIONAL DM&HO, CHITTOOR DISTRICT AND THE THEN DISTRICT MEDICAL & HEALTH OFFICER, CHITTOOR DISTRICT (FAC).

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1. G.O.Rt.No.150, HM&FW (VC.II.1) Dept, dt.26.04.2018.
2. Rc.No.15272/VC.II.A/2006 dt.04.05.2018 of the Director of Public Health & Family Welfare, AP, Vijayawada
3. Rc.No.15272/VC.II.A/2006 dt.15.12.2020 of the Director of Public Health & Family Welfare, AP, Vijayawada (Reminder - 7)
4. Rc.No.15272/VC.II.A/2006 dt.03.02.2021 of the Director of Public Health & Family Welfare, AP, Vijayawada (Reminder-8)
5. Rc.No.spl/DM&HO/2021, dt.19.02.2021 of the District Medical & Health Officer, Chittoor District
6. Govt.Memo.No.20843/Vc.II.1/2006-27, dt.29.10.2021 of HM&FW Dept

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST DR.M.PENCHALAIAH, ADDITTIONAL DM&HO, CHITTOOR DISTRICT AND THE THEN DISTRICT MEDICAL & HEALTH OFFICER, CHITTOOR DISTRICT (FAC).

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-Nil-

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER